

BOARD OF BEHAVIORAL SCIENCES

FINAL STATEMENT OF REASONS

Section Affected: Section 1811

Updated Information

The Initial Statement of Reasons is included in the file (Tab II). There were no changes to the proposed regulations.

The Board did not receive any requests for a public hearing and did not hold a public hearing on the proposed regulations.

Local Mandate

A mandate is not imposed on local agencies or school districts.

Small Business Impact

The Board has determined that this action will not have a significant adverse economic impact on small businesses.

Consideration of Alternatives

No reasonable alternative which was considered or that has otherwise been identified and brought to the attention of the Board would be either more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed regulation.

Objections or Recommendations/Responses

The Board carefully considered the comments on the proposed regulations. The Board's responses are as follows:

Organization or Individual: Carl Totton, Psy.D.

Comment: Dr. Totton stated in his letter that the amendment appears to cover an inadvertent oversight in previous language and encouraged the adoption of the new language. Dr. Totton then commented that since the license title had changed from Marriage, Family and Child Counselor to Marriage and Family Therapist, the reference to this license title should be changed to reflect the current title of the profession.

Response: The Board agrees with the commenter regarding the fact that the

amendments cover an unintended oversight in delineating the advertising requirements for Associate Clinical Social Workers. Regarding Dr. Totton's comment on the license title name change, Assembly Bill 1449, Stats. 1998, Ch. 108, added Section 4980.08 to the Business and Professions Code. This section states that the title "licensed marriage, family and child counselor" is hereby renamed "licensed marriage and family therapist" or "marriage and family therapist" respectively. The Board is pursuing legislation in Senate bill 2026 to change the license title from Marriage, Family, and Child Counselor to Marriage and Family Therapist throughout the laws that govern the practice of Marriage and Family Therapy, Licensed Educational Psychology, and Licensed Clinical Social Work. If this legislation passes, the Board will pursue a nonsubstantive regulation change throughout Title 16, Division 18, to correct the license title.